

Moved by Burgoyne

Seconded by Bayer

IN THE SENATE
SENATE AMENDMENT TO H.B. NO. 202

AMENDMENT TO SECTION 1

1
2 On page 2 of the printed bill, delete line 48, and insert: "cia of crim-
3 inal activity, is insufficient probable cause for seizure."; and on page 6,
4 delete lines 19 and 20, and insert:

5 "(1) Upon a showing that the property as set forth in this section is
6 suitied for, and likely to be used for, law enforcement activities, the
7 plaintiff or law enforce-".

8 On page 7, delete lines 41 and 42, and insert: "after, each state or lo-
9 cal law enforcement agency in this state that has seized or forfeited prop-
10 erty pursuant to this section shall retain the following information from
11 the previous fiscal"; delete line 48; in line 49, delete "(5)" and insert:
12 "(4)"; and delete page 8, and insert:

13 "(5) Criminal case number;

14 (6) Outcome of suspect's case;

15 (7) If forfeiture was not processed under state law, the reason for the
16 federal transfer, if known;

17 (8) Forfeiture case number;

18 (9) Date of forfeiture decision;

19 (10) Whether there was a forfeiture settlement agreement;

20 (11) Date and outcome of property disposition: returned to owner, par-
21 tially returned to owner, sold, destroyed, or retained by law enforce-
22 ment; and

23 (12) Value of the property forfeited based on the value realized, if
24 sold, or a reasonable good faith estimate of the value, if possible.

25 Local law enforcement agencies shall submit the information required by this
26 subsection to the county prosecutor for its jurisdiction on a form or in a
27 format specified by such prosecutor, and such prosecutor shall retain the
28 information for a period of seven (7) years.".

CORRECTION TO TITLE

29
30 On page 1, in line 8, following "REQUIREMENTS" insert: ", TO PROVIDE FOR
31 THE SUBMISSION AND RETENTION OF INFORMATION".